



1 incredible, whether or not there are judicially noticeable facts  
2 available to contradict them." Denton v. Hernandez, 504 U.S. 25, 33  
3 (1992). While an in forma pauperis complaint should not be  
4 dismissed simply because the court finds the allegations unlikely,  
5 id., we find that the allegations in Plaintiff's complaint (#1-1)  
6 are irrational and therefore factually frivolous. Plaintiff alleges  
7 that every time he enters Nevada, he is assaulted by radio and  
8 microwave signals that he somehow attributes to the Pershing County  
9 Sheriff's Office. These signals allegedly cause Plaintiff bloody  
10 stools, bloody noses, and skin burns. The Court cannot find that  
11 Plaintiff has stated a legitimate claim against the Sheriff's  
12 Office, and therefore, the action must be dismissed.

13 **IT IS, THEREFORE, HEREBY ORDERED** that the Motion to Proceed In  
14 Forma Pauperis (#1) is **DENIED**.

15 **IT IS FURTHER ORDERED** that the Clerk shall detach and file  
16 Plaintiff's complaint (#1-1).

17 **IT IS FURTHER ORDERED** that Machado's Motion to Dismiss (#4) is  
18 **GRANTED** and the action is **DISMISSED** with prejudice.

19 The Clerk shall enter judgment accordingly.  
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21

22 DATED: August 15, 2012.

23   
24 UNITED STATES DISTRICT JUDGE